

BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

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|------------------------------|---|--------------------------|
| IN THE MATTER OF ENFORCEMENT |) | PDC CASE NO: 03-375 |
| ACTION AGAINST |) | |
| |) | |
| Patricia Medveckus |) | Notice of Administrative |
| |) | Charges |
| |) | |
| Respondent. |) | |
| _____ |) | |

IT IS ALLEGED as follows:

I.
JURISDICTION

Jurisdiction of this proceeding is based on Chapter 42.17 RCW, the Public Disclosure Act, Chapter 34.05, Administrative Procedure Act, and Title 390 WAC.

II.
LAW

RCW 42.17.240 Elected and appointed officials, candidates, and appointees—Reports of financial affairs and gifts, states in part: “(1) Every elected official and every executive state officer shall after January 1st and before April 15th of each year file with the commission a statement of financial affairs for the preceding calendar year...”

RCW 42.17.241 details the content required in each report.

WAC 390-24-010 Forms for Statement of Financial Affairs, states in part: “The official form for statements of financial affairs as required by RCW 42.17.240 is designated ‘F-1’, revised 11/97...”

III.

FACTS

The Respondent, Patricia Medveckus, is a Commissioner in Key Peninsula Park and Recreation District, 13815 Pinehurst Lane, KPN, Gig Harbor, Washington 98329. Her term of office ends in the year 2004. **(Exhibit 1)** Ms. Medveckus held office during 2002 and was required to file a Statement of Financial Affairs (PDC form F-1) by April 15, 2003. The F-1 report was not timely filed. On May 7, 2003, Ms. Medveckus was sent a letter informing her that the F-1 report due by April 15, 2003 had not been received. The letter stated that she needed to file before May 21, 2003 to avoid the possibility of enforcement. **(Exhibit 2)** On May 23, 2003, Ms. Medveckus was notified of a brief enforcement hearing scheduled for June 12, 2003. The notice gave her the opportunity to file the missing report, stipulate to a violation and pay a \$100 penalty to avoid a brief enforcement hearing. **(Exhibit 3)** On June 5, 2003, Ms. Medveckus was notified that the brief enforcement hearing had been cancelled. She was informed that according to the penalty schedule adopted by the Commission, the number of past violations made her case not eligible for a brief enforcement hearing. **(Exhibit 4)** The June 5, 2003 letter informed Ms. Medveckus that she would be notified of a future enforcement hearing before the full Commission to determine if she has violated the public disclosure law by failing to timely file her F-1 report by April 15, 2003. The F-1 report due April 15, 2003 has not been received.

Past History – In 1999, in Case #00-621, Patricia Medveckus was a candidate for Commissioner in Key Peninsula Park and Recreation District. On December 9, 1999, a brief enforcement hearing was held and Ms. Medveckus was found in violation of RCW 42.17.240 for failing to timely file the F-1 report as a candidate. She was assessed a \$500 penalty with \$450 suspended if the missing report was filed and the non suspended portion of the penalty was paid within 30 days. The terms of the suspension were not met and the full amount of the penalty became due.

In 2001, in Case #01-483, Ms. Medveckus was required to file an annual F-1 report by April 16, 2001. A brief enforcement hearing was held July 30, 2001 and Ms. Medveckus was found in violation of RCW 42.17.240 for failing to timely file the F-1 report. She was assessed a \$250 penalty.

In 2002, in Case #02-622, Ms. Medveckus was required to file an annual F-1 report by April 15, 2002. A brief enforcement hearing was held July 23, 2002 and Ms. Medveckus was found in violation of RCW 42.17.240 for failing to timely file the F-1 report. She was assessed a \$500 penalty. Case #00-621, Case #01-483 and Case #02-622 were sent to the Attorney General's Office on January 9, 2003 for collection. A stipulated judgment was entered and a payment plan has been set up. Out of \$1,360 owed, \$50 has been paid.

IV. **CONCLUSION**

Staff alleges, based on the facts specified in Section III, that Patricia Medveckus has violated RCW 42.17.240 by failing to timely file the Statement of Financial Affairs (PDC form F-1) by April 15, 2003.

RESPECTFULLY SUBMITTED this 22nd day of August, 2003.

Philip E. Stutzman
Director of Compliance

Exhibits

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| Exhibit 1 | Jurisdiction Card |
| Exhibit 2 | May 7, 2003 Warning Letter |
| Exhibit 3 | May 23, 2003 Brief Enforcement Hearing Notice |
| Exhibit 4 | June 5, 2003 Cancellation of Brief Enforcement Hearing |